IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.11857 of 2005

Between:

R.V. Recreation Club Private Limited Rep. by its Secretary,

S. Suresh, H.No. G-150, New Paloncha, Khammam District.

..... PETITIONER

AND

1 The Superintendent of Police, Khammam District at Khammam.
2 The Station House Officer, Town Police Station, Khammam

District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ Order or Direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the action of the respondents in obstructing the playing of rummy with stakes/syndicate by the members of the petitioner club as being arbitrary, illegal, unconstitutional and contrary to the judgment of the Hon'ble Supreme Court in State of A.P. Vs. K. Satyanarayana reported in AIR 1968 SC 825 and in 2002 (5) ALT (DB) page 805 and consequently direct the respondents not to interfere with the playing of rummy with stakes/syndicate by the members of the petitioners club within the club premises and pass such other order or orders as may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.CHILAMKURI HANUMANTHA RAYUDU

Counsel for the Respondents: GP FOR HOME

The Court made the following:

ORDER:

M/s.R.V.Recreation Club Private Limited, a society statedly formed for providing culture and recreation facility to its members. As the respondents and their subordinate police officials are interfering with the lawful activities in playing Rummy with thirteen cards. Therefore, they filed the present writ petition seeking appropriate directions to the respondents.

Though the interlocutory application is listed today, the writ petition itself was heard finally and is being disposed of by this order.

A Division Bench of this Court in **Twin Cities Cinema Cultural Centre v. Commissioner of Police, A.P., Hyderabad** while clarifying the judgment of the learned Single Judge, disposed of the matter in the following manner.

> …The police authorities cannot obstruct the writ petitioner-Club from conducting card room where the members and guests of the writ petitioner's cultural centre are allowed to play the game of rummy with stakes/syndicate (thirteen card game). At the same time, we make it clear that the police is always at liberty to enter the premises and check as to whether the cultural center of the Club is conducting card room where the members and guests of petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game) for the purpose of verification. If they receive any intimation, the police may enter the club and verify the same and proceed further if the members and guests of writ petitioner's cultural centre play other than the game of rummy with stakes/syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which are already registered. The writ appeal is disposed of accordingly.

Following the same, the writ petition is accordingly disposed of. No costs.

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(V.V.S.RAO,J)

04.07.2005.

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To

1 The Superintendent of Police, Khammam District at Khammam.
2 The Station House Officer, Town Police Station, Khammam

District.

3 Two CCs to Government Pleader for Home, High Court Buildings,

Hyderabad (OUT).

4 Two CD copies.